

EXHIBIT U

JUDGE BERMAN

17/09 10:15 FAX

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKXenomics

Plaintiff(s),

- v -

Sequonem

Defendant(s).

USDC SDNY
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DOC #:
DATE FILED: 2/16/10

Case Management Plan

09 CV. 10192 (RMB)

The following Case Management Plan is entered after consultation with the parties. This Plan is also a Rule 16 and Rule 26(f) scheduling order as required by the Federal Rules of Civil Procedure.

- (i) Joinder of additional parties by Friday, April 16, 2010
 - (ii) Amend the pleadings by Monday, ~~August 2, 2010~~ 7/12/10 RMB
 - (iii) All discovery to be expeditiously completed by Tuesday, ~~September 14, 2010~~ July 12, 2010 RMB
 - (iv) Consent to Proceed before Magistrate Judge No.
 - (v) Status of settlement discussions Some discussion, principle-to-principle;
no resolution. 7/12/10 @ 9:00 with
principals
- Sections vi through xi will be set at conference with the Court.
- (vi) Motions by 2/23/10; response by 3/2nd/10; reply 3/26/10 - "on
 - (vii) Oral Argument submission"
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 - (viii) Joint Pre-Trial Order to be submitted by _____
 - (ix) Final Pre-Trial Conference _____
 - (x) Trial _____
 - (xi) Other Refer discovery to Mag Fox:

SO ORDERED: New York, New York

2/16/10RMB

Hon. Richard M. Berman, U.S.D.J.